

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

TONY MUTSCHLER,

Plaintiff,

v.

CORRECTIONAL OFFICER CORBY,

Defendant.

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No.: 3:16-CV-327

(Judge Brann)

ORDER

AND NOW, this 6th day of September 2017, in accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED** that:

1. Defendant Corby's motion to dismiss (Doc. 25) is
PARTIALLY GRANTED.
2. Dismissal is **GRANTED** in favor of the John Doe Defendants.
3. The motion to dismiss the excessive force claim against
Remaining Defendant Corby is **DENIED.**
4. Remaining Defendant Corby shall file a response to the
Complaint within twenty-one (21) days of the date of this
Order.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge